

REMARKS

Claims 29-54 are pending in the application.

Claims 51-54 are rejected.

Claim 51 is amended.

Reconsideration and allowance of claims 51-54 is respectfully requested in view of the following:

Responses to Rejections to Claims – 35 U.S.C. §102

Claims 51 and 53-54 are rejected under 35 U.S.C. 102(b) as being anticipated by Ito et al (U.S. Patent No. 6,191,941) (Ito). Claims 51-54 are rejected under 35 U.S.C. 102(e) as being anticipated by Perkins et al (U.S. Publication No. 2004/0157116) (Perkins). These rejections are not applicable to the amended claims.

Claim 51 includes: the first subassembly and the second subassembly coupled together by a hinge about which the first and second subassemblies rotate and engage their respectively inverse patterns when mated to form the battery assembly.

The USPTO provides MPEP §2131 that: “To anticipate a claim, the reference must teach every element of the claim.”

Therefore, to support these rejections, claims 51-54 must contain all of the above-claimed elements. However, the references do not disclose the first subassembly and the second subassembly coupled together by a hinge about which the first and second subassemblies rotate and engage their respectively inverse patterns when mated to form the battery assembly.

As a result, the previous rejections based on 35 U.S.C. 102(b) cannot be supported by the references as applied to claims 51-54.

Therefore, independent claim 51 and the respective dependent claims are submitted to be allowable.

In view of all of the above, the allowance of claims 51-54 is respectfully requested.

The amended claims are supported by the original application.

The references do not teach hinged first and second subassemblies which rotate to nest together and electrically couple which resisting relative movement. Clearly, the rejection does not apply to the amended claims.

PATENT

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Customer No.: 000027683

The Examiner is invited to call the undersigned at the below-listed telephone number if a telephone conference would expedite or aid the prosecution and examination of this application.

Respectfully submitted,



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Susan C. Lien